

ORDINANCE NO. 919

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE AUTHORIZING THE APPROPRIATE OFFICIALS TO ENTER AN AGREEMENT WITH THE BOROUGH OF PLUM CONCERNING SEWAGE SERVICE TO PROPERTY LOCATED ON RIDGE ROAD.

BE IT ORDAINED AND ENACTED by the Borough of Monroeville, in Council assembled, as follows:

Section 1. That the appropriate officials of the Borough of Monroeville are hereby authorized to enter an agreement with the Borough of Plum, for the purpose of providing sewage service for property located on Ridge Road, a copy of said Agreement is attached hereto, made a part hereof, and marked Exhibit "A".

ORDAINED AND ENACTED this 11th day of March, 1975.

BOROUGH OF MONROEVILLE

ATTEST:

S/ Marshall W. Bond  
Secretary

By S/ George C. Dale  
President of Council

(SEAL)

EXAMINED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 1975.

\_\_\_\_\_  
Mayor

NOTE:

The foregoing ordinance was not approved by the Mayor. Section 1007 of the Borough Code reads as follows:

"If any such ordinance or resolution shall not be returned by the Mayor at the regular meeting of the Council occurring at least ten days next succeeding its presentation to him, it shall likewise have as full force as if it had been approved. . . .

"The enactment of an ordinance shall be the date when the Mayor shall approve it or the date of passage by the Council over the veto of the Mayor, or in the case of any ordinance not returned by the Mayor at the regular meeting of Council, occurring at least ten days after the meeting at which such ordinance was passed by the Council, the date of enactment shall be the date of such succeeding regular meeting of Council."

Entered in Legal Book April 18, 1975

EXHIBIT "A"

THIS AGREEMENT made this \_\_\_\_\_ day of \_\_\_\_\_, 1975 is by and between the BOROUGH OF MONROEVILLE (hereinafter referred to as "Monroeville") and BOROUGH OF PLUM (hereinafter referred to as "Plum").

WITNESSETH:

WHEREAS, Monroeville is a political sub-division, having a widely developed sewage system.

WHEREAS, the sewage system of Monroeville borders on various areas of Plum.

WHEREAS, Plum is a political subdivision, having a partial sewage system which is not yet completely developed, but is being engineered for completion in the very near future.

WHEREAS, Plum is in the process of accepting for development five buildings located on Ridge Road vicinity and, which the said Borough cannot service with sewage.

WHEREAS, Plum is desirous of having Monroeville service said buildings with sewage.

NOW, THEREFORE, in consideration of the above and intending to be legally bound hereby, the parties hereto agree as follows:

(1) Monroeville shall allow and permit the said buildings located on Ridge Road, to tap-in and use the Monroeville sewage system.

(2) In consideration of Monroeville allowing the said tap-in to occur, Plum shall cause to be constructed all the necessary access lines and tap-ins and shall bear all costs of doing the same.

(3) It is specifically understood and agreed that the said five buildings located in Plum shall be permitted to tap-in to the Monroeville sewage system for a period not to exceed three (3) years, at which time Monroeville shall have the sole and complete right to terminate said tap-ins to its sewage system. In the event the said termination is not accomplished by the owner of the property or Plum, Monroeville may cause the same to be done and assess the property owner and/or Plum for the cost of doing the same.

(4) No waste materials other than those which would be of the ordinary quantity shall be permitted to be dispursed and distributed into the Monroeville sewage system.

(5) Monroeville is hereby authorized to file any liens for any and all charges which may be assessed by the Borough for the usage of said system by the said buildings located in Plum, and further, Plum hereby assigns any and all lien rights it might have to Monroeville for any said charges for the use of said system, and authorize Monroeville to enter into an agreement with the property owner's for sewage usage charges.

(6) This Agreement shall not be amended unless any amendments or alterations are in writing and executed by the parties hereto.

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IN WITNESS WHEREOF, the parties hereto set their hands and seals the date first above written.

BOROUGH OF MONROEVILLE

ATTEST:

S/ Marshall W. Bond  
Secretary

By S/ George C. Dale  
President of Council

(SEAL)

ATTEST:

BOROUGH OF PLUM

\_\_\_\_\_  
Secretary

By \_\_\_\_\_  
President of Council